



In 2012, The Law Commission published *The Public's Right to Know* on the functioning of the official information legislation.

The report's recommendations included significant legislative change, but the then-Government favoured largely operational improvements. The focus since then has been on improving OIA practice, and most recently, increasing the level of proactive release.

Law change that seeks to improve the openness, transparency and accessibility of government information remains an option. Four possible approaches to legislative reform are set out below.

**PUBLIC FEEDBACK on the OGP
NATIONAL ACTION PLAN 2016-2018**

- Extend OIA to Parliamentary bodies
- Establish Official Information Authority
- Mandatory publication requirements and centralised portal
- Anyone able to make a request for information.
- Provide for proactive release in law.

**ACADEMICS AND OTHER
COMMENTATORS VIEWS**

- First-principles review of the OIA
- Extend to Solicitor-General and some Parliamentary bodies
- Establish Information Authority.
- Stronger complaints regime
- Provide for proactive release

Full public review of official information legislation



- Could target areas that would benefit from further public engagement (e.g. proposal to establish an Information Commissioner)
- Would take account of developments since 2012

s 9(2)(f)(iv)

s 9(2)(f)(iv)

Reconsider full set of recommendations from the Law Commission's 2012 Report



- Builds on public consultation process undertaken by the Law Commission in 2009-2012, where issues and recommendations remain relevant

s 9(2)(f)(iv)

- Use targeted consultation (e.g. with OIA experts) and departmental consultation to check the Law Commission recommendations remain relevant

Targeted reforms to address discrete Law Commission recommendations



s 9(2)(f)(iv)

- Use targeted consultation (e.g. with OIA experts) and departmental consultation to check approach remains up to date

Legislative amendments to support proactive release



- Legislate specific amendments to strengthen the existing push towards proactive release

s 9(2)(f)(iv)